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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**

11 **Arjun Vasan,**
12 Plaintiff and Counter-Defendant

13 vs.

14 **Checkmate.com, Inc.,**
15 (dba “Checkmate”),
16 Defendant and Counterclaimant

17 Case No.: 2:25-cv-00765-MEMF-JPR
18 Hon. Maame Ewusi-Mensah Frimpong

19 **DECLARATION OF ARJUN VASAN**
20 **AUTHENTICATING EXHIBITS**

21 Complaint Filed: January 28, 2025

22 Hearing Date: ~~October 9, 2025~~

23 Hearing Time: 10:00 a.m.

24 I, Arjun Vasan, declare as follows:

25 1. I am the Plaintiff and Counter-Defendant in this action and submit this declaration in
26 support of my Objection and [Proposed] Reply (“Reply”) to Defendant Checkmate.com,
27 Inc.’s Opposition to my Motion to Dismiss its Counterclaims. I have personal knowledge
28 of the facts stated herein, and if called to testify could and would do so competently.
29
30 2. I submit this Declaration to Authenticate Exhibits filed with my Reply, including PACER
31 filings, and correspondence with counsel.

- 1 3. All exhibits filed herein have been filed in this dispute, either in the Southern District of
- 2 New York, or here in the Central District of California.
- 3 4. I obtained court filings from PACER as PDF files; I removed only the repeating ECF
- 4 header/footer bands and added/updating cover sheets as appropriate. I exported emails I
- 5 sent or received from my Gmail account to PDF. Except for highlighting/underlining for
- 6 emphasis and those cover sheets; no text or content was altered. The PDFs show the
- 7 sender, recipients, subject line, date/time, and message body as received.
- 8 5. I recognize the attached emails based on their distinctive characteristics—addresses,
- 9 signature blocks, subject lines, message threads, and timing—and my personal
- 10 knowledge of the exchanges. See Fed. R. Evid. 901(b)(1), (b)(4). Emails authored by
- 11 Checkmate or its counsel are also opposing-party statements. See FRE 801(d)(2)(C)–(D).
- 12 6. **Exhibit A** contains true and correct copies of the following from the SDNY action:
 - 13 1. **Ex. A-1:** Declaration of Thomas Warns (SDNY ECF 40);
 - 14 2. **Ex. A-2:** Assignment of Intellectual Property and Other Assets (IPAA);
 - 15 3. **Ex. A-3:** IP Acknowledgement Letter (IPAL).
 - 16 4. The remaining attachments are available on PACER for the court's reference.
- 17 7. **Exhibit B** details a sequence of events at the onset of this litigation, including a Jan 29
- 18 Notice from Checkmate to Robert Nessler and a Feb 7 Response to the same:
 - 19 1. **Ex. B-1** is a true and correct copy of my February 6, 2025, email thread with
 - 20 Grant Thomas attaching the aforementioned Notice and draft Response.
 - 21 2. **Ex. B-2** is a true and correct copy of the January 29, 2025, Notice of Direct Claim
 - 22 served on Robert Nessler and forwarded to me by Mr. Thomas — attorney for Mr.
 - 23 Nessler in his capacity as Holder Representative under the Merger Agreement
 - 24 between Checkmate and VoiceBite.
 - 25 3. **Ex. B-3** is a true and correct copy of the Shareholder Response drafted by Mr.
 - 26 Thomas, to be sent on February 7, 2025.
- 27 8. **Exhibit C** contains true and correct copies of the following filed with Checkmate's
- 28 Motion to Dismiss or Transfer (Dkt. 18-4):

- 1 1. **Ex. C-1:** Declaration of Vishal Agarwal (Dkt.18-4), which authenticates C-2, C-3
2 and C-4 below;
- 3 2. **Ex. C-2:** Bonus Agreement (Exhibit C to the Agarwal Decl.; *Id.* at 61);
4 3. **Ex. C-3:** Offer Letter (Exhibit D to the Agarwal Decl.; *Id.* at 69).
5 4. **Ex. C-4:** Lunchbox Emails (Exhibit E to the Agarwal Decl.).
6 5. The remaining attachments are available on PACER for the court's reference.
- 7 9. **Exhibit D** contains true and correct copies of the following December 2024 to January
8 2025 correspondence with Attorney Ryan Q. Keech for Checkmate.
 - 9 1. **Ex. D-1** My November 20, 2024, request for unpaid severance and bonuses
10 (aligned w/Offer Letter) after my termination on November 14, 2024.
 - 11 2. **Ex. D-2** The first "Notice of Claim" sent by Mr. Keech on December 6, 2024,
12 rejecting my request and alleging "unprofessional" and "criminal" misconduct.
 - 13 3. **Ex. D-3** Emails I sent on December 15 and December 21, 2024, requesting the
14 documents alleged to be breached in the Notice of Claim.
 - 15 4. **Ex. D-4** The second "Notice of Claim" sent by Mr. Keech on January 22, 2025,
16 repeating the allegations, referring to "criminal liability", and to my earlier refusal
17 to "submit" to a recorded interview.
- 18 10. **Exhibit E** contains a true and correct copy of the Declaration of Robert Nessler, filed in
19 the SDNY action at SDNY ECF No. 58-1

20
21 *I Declare under Penalty of Perjury under the laws of the United States and the State of
22 California that the foregoing is True and Correct.*

23
24
25 **Executed on:** September 25, 2025

Respectfully Submitted,

26 In Cerritos, California

/s/ *Arjun Vasan*

By: **Arjun Vasan**
Plaintiff In Pro Per